

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

IN RE:	§	
	§	
DEEPROOT CAPITAL MANAGEMENT, LLC, ET AL.,	§	BANKRUPTCY No. 21-51523
	§	
DEBTORS.	§	JOINTLY ADMINISTERED

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**TRUSTEE’S WITNESS AND EXHIBIT LIST FOR MARCH 18, 2022 HEARINGS ON:  
TRUSTEE’S MOTION TO APPROVE  
(A) SALE OF LIFE INSURANCE POLICIES, (B) SALE PROCEDURES, STALKING  
HORSE AGREEMENT AND BID PROTECTIONS IN CONNECTION WITH THE SALE OF  
PROPERTY OF THE ESTATE OF POLICY SERVICES, INC., AND (C) THE FORM OF NOTICE  
FOR THE SALE OF PROPERTY OF THE ESTATE OF POLICY SERVICES, INC.  
[RELATING TO ECF No. 78]**

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John Patrick Lowe, Chapter 7 Trustee (“Trustee”), files this Witness and Exhibit List for the March 18, 2022 Hearing scheduled relating to the matters listed below.

**MATTERS TO BE HEARD:**

*Trustee’s Motion to Approve (A) Sale of Life Insurance Policies, (B) Sale Procedures, Stalking Horse Agreement and Bid Protections in Connection with the Sale of Property of the Estate of Policy Services, Inc. and (C) the Form of Notice for the Sale of Property of the Estate of Policy Services, Inc. (the “Sale Motion”)*<sup>1</sup>.

**TRUSTEE’S WITNESSES:**

Trustee designates the following witnesses:

1. J. Patrick “Pat” Lowe, Chapter 7 Trustee of the jointly administered bankruptcy estates
2. W. Drew Mallender, Pulman, Cappuccio & Pullen, LLP
3. Gregory Yost, TuYo Holdings, LLC
4. Any witness called or designated by any other party;
5. Any rebuttal or impeachment witnesses, as necessary; and
6. Any person present at the Hearing (live or via WebEx)

Trustee reserves the right to amend or supplement this list at any time prior to the hearing.

**TRUSTEE’S EXHIBITS**

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<sup>1</sup> Capitalized terms unless otherwise defined herein shall have the same meaning as ascribed to them in the Sale Motion

Ex. #	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
1	List of In-Force Life Insurance Policies				
2	List of Lapsed Life Insurance Policies				
3	Executed Purchase and Sale Agreement between Trustee and Stalking Horse Bidder				
4	Sample Policy Acquisition Agreement				
5	Sample Policy Servicing Agreement				
6	Proposed Sale Procedures Order				
7	Proposed Sale of Assets Order				
8	Excerpt from Policy Services, Inc. Schedules [ECF No. 33, 21-51513]				
9	Policy Services, Inc.'s Pre-Petition Balance Sheet & Income Statement				
10	Proposed Sale Procedures				
11	Proposed Sale Notice				
12	Proof of Claim No. 100-1 as filed in 21-51513 [Policy Services, Inc.]				
13	Life Insurance Policy Purchase and Sale Agreement dated 6/1/2015 [Policy Services Inc as Purchaser and Cycladic LLC as Seller				
14	Transamerica Life Insurance Policy ending in 135				
15	Life-Gift Submission Form with Financial Information of Investor				
16	Life Settlement Certificate from Policy Services Inc.				
17	Transamerica Correspondence to Policy Services, Inc. re Policy ending 135				
18	Life-Gift email to Policy Services Inc dated 4/24/2015				
19	Owner Benefit Confirmation Page				
20	Page prepared by "deeproot" entitled "Deeproot Assets Backing Up Investments"				
21	Correspondence received by Trustee from insurance companies re status of certain policies				
	Any exhibits designated by any other party				
	Any rebuttal or impeachment exhibits				

Trustee reserve the right to amend or supplement this list at any time prior to the hearing.

Respectfully submitted,

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**ATTORNEYS FOR JOHN PATRICK LOWE,  
CHAPTER 7 TRUSTEE FOR THE JOINTLY  
ADMINISTERED CASE OF IN RE DEEPROOT  
CAPITAL MANAGEMENT, LLC ET AL.**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 17<sup>th</sup> day of March, 2022, I electronically filed the foregoing document using the CM/ECF system, which will serve the document to the following parties requesting notice; a copy of the exhibits will be sent via email to these same parties.

**Via Counsel CM/ECF:**

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deeproot 575 Fund, LLC

deeproot 3 Year Bonus Income Fund, LLC

deeproot BonusGrowth 5 Year Debenture Fund, LLC

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s/ Randall A. Pulman

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